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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/656,457	09/05/2003	Gerald W. New	L-1633	8435
26822	7590	06/07/2005	EXAMINER	
WALTER A. HACKLER 2372 S.E. BRISTOL, SUITE B NEWPORT BEACH, CA 92660-0755			CHANG, YEAN HSI	
			ART UNIT	PAPER NUMBER
			2835	

DATE MAILED: 06/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/656,457

Applicant(s)

NEW, GERALD W.

Examiner

Yean-Hsi Chang

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on 31 December 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 12-14 is/are allowed.
- 6) ☒ Claim(s) 1-3, 6-9 and 11 is/are rejected.
- 7) ☒ Claim(s) 4, 5 and 10 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 05 September 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-3, 6-9 and 11 are rejected under 35 U.S.C. 102(b) as being anticipated by Tuckman (US 5,080,452).

Tuckman teaches a computer drawer assembly (fig. 8) comprising: a computer (53) having an enclosure (57) with an unused standard-sized (standard-sized being 5 ¼ inch as admitted in specification) expansion slot (65), said unused expansion slot having a detachable plate (71) covering an entrance to said unused expansion (shown in fig. 8), a rectangular drawer holder (101) sized for being fully received and closely fitting into said unused expansion slot (see col. 5, lines 20-26) after removal of said detachable plate, said drawer holder being formed having a bottom (shown in fig. 13, not labeled), a top (shown in fig. 13, not labeled), opposing side walls (shown in fig. 13, not labeled) and an open front (105), and a drawer (for example 111) sized for fitting closely into said drawer holder through said drawer holder open front (shown in fig. 14), said drawer being formed having a bottom (shown in fig. 14, not labeled), opposing sides (shown in fig. 14, not labeled) and a closed front (107) and rear (shown in fig. 14,

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not labeled), said drawer being axially slidable in said drawer holder between a closed position received in said drawer holder and an open position extending from said open front of the drawer holder (claims 1-2); means for securing (85) said drawer holder in said unused expansion slot (claim 8); wherein said computer enclosure is detachable from said computer (57 being detachable from monitor 55 and keyboard 59 of said computer as shown in fig. 8) and wherein said computer includes an frame covered by said enclosure (an inherent feature of 57 shown in fig. 8) (claims 3 and 9); a lock (81) installed in said drawer (claims 6 and 11); and said drawer and said drawer holder being constructed from a rigid plastic material (see col. 4, lines 45-48) (claim 7).

Allowable Subject Matter

3. Claims 12-14 are allowed.
4. Claims 4-5 and 10 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.
5. The following is a statement of reasons for the indication of allowable subject matter: The best prior art of record, Tuckman (US 5,080,452), and Hastings et al. (US 5,340,340), taken alone or in combination, fails to teach or fairly suggest a computer drawer assembly comprising, in addition to limitations stated in section 2 hereinabove: at least one attaching screw aperture formed in each of the drawer holder opposing side walls, located corresponding to a location of standard installation screw apertures in a

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computer frame for installing standard hardware in said expansion slot, whereby said drawer holder can be secured in said unused expansion slot by screws extending through the computer frame and into said drawer holder apertures as set forth in claims 4-5, 10 and 12. Claims 13-14 are dependent claims from claim 12.

Correspondence


6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yean-Hsi Chang whose telephone number is (571) 272-2038. The examiner can normally be reached on 07:30 - 16:00, Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the Art Unit phone number is (571) 272-2800, ext. 35. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-8558.

Yean-Hsi Chang
Primary Examiner
Art Unit: 2835
June 4, 2005



YEAN-HSI CHANG
PRIMARY EXAMINER